



LEGAL NOTICE OF PLANNED IMPROVEMENT

The Indiana Department of Transportation (INDOT) is developing plans for a proposed State Road (SR) 46 Erosion Control Project along Logan Creek, which consists of two sites in close proximity in Dearborn County. Site No. 1 is located 3.2 miles east of SR 1, and Site No. 2 is located 0.42 mile east of Site 1.

The purpose of this project is to provide a functional and structurally sound pavement and roadway embankment in order to maintain a safe travel way on SR 46. The need for this project is due to unstable and eroding slopes caused by stream morphology and fluvial bank erosion at the two project locations, Site No. 1 and Site No. 2. Side slope embankment failure at both sites has been an ongoing maintenance problem with several maintenance repairs having occurred at each site over the years. These attempted repairs have not provided an adequate correction for the problem. Pavement failure and guardrail post displacement are evident as a result of this ongoing erosion and slope failure, which is creating a safety hazard for the traveling public.

The project proposes to repair the roadway embankment erosion along Logan Creek at the two sites. The project will include, but not be limited to the installation of riprap, pile driving, installing new guardrail where guardrail presently exists, pavement repairs, and incidental construction .

The proposed construction of this project will require approximately 5.33 acres of new permanent right-of-way.

The maintenance of traffic (MOT) plan proposes to close SR 46 and detour traffic. An official state route detour utilizing SR 1, I-74, and SR 52 will be used during construction. . Local roads may be used by local traffic. Access to all properties will be maintained throughout construction. School corporations and emergency services will be notified of closures prior to construction. The proposed start of construction is 2022.

The cost associated with this project is approximately \$804,856.00 which includes preliminary engineering, right-of-way, construction with both federal and state funds anticipated to be used. The Federal Highway Administration (FHWA) and INDOT have agreed this project falls within the guidelines of a Categorical Exclusion (CE) Level 2 environmental document. Preliminary design plans along with the CE are available for review online via the internet at the INDOT Seymour District website:

<https://www.in.gov/indot/2706.htm>.



INDIANA DEPARTMENT OF TRANSPORTATION

All interested persons may request a public hearing be held and/or express their concerns by submitting comments to the attention of Dan Wright by email at dwright@fpbhonline.com, by mail at 72 Henry Street, North Vernon, IN 47265, or by phone at (812)-346-2045 ext. 105 on or before February 9th, 2021. In addition, project information, including the environmental document, may be mailed to interested persons upon request.

In accordance with the Americans with Disabilities Act (ADA), persons and/or groups requiring project information be made available in alternative formats are encouraged to contact the INDOT Office of Public Involvement through the project consultant for the arrangement and coordination of services. Please contact Dan Wright at (812)-346-2045 ext. 105 or via email dwright@fpbhonline.com. In accordance with Title VI of the Civil Rights Act of 1964, persons and/or groups requiring project information be made available in another language are encouraged to contact the INDOT Office of Public Involvement.

This notice is published in compliance with: 1) Code of Federal Regulations, Title 23, Section 771 (CFR 771.111(h)(1) stating, “Each State must have procedures approved by the FHWA to carry out a public involvement/public hearing program.”; 2) 23 CFR 450.210(a)(1)(ix) stating, “Provide for the periodic review of the effectiveness of the public involvement process to ensure that the process provides full and open access to all interested parties and revise the process, as appropriate.”; and 3) The INDOT *Public Involvement Policies and Procedures* approved by the Federal Highway Administration on August 16, 2012.